

**RESOLUTION OF THE TOHONO O'ODHAM LEGISLATIVE COUNCIL
(Adopting 2020 Tohono O'odham Nation Non-Gaming Per Capita Plan)**

RESOLUTION NO. 20-070

- 1 **WHEREAS,** the Constitution of the Tohono O'odham Nation vests the Tohono O'odham
2 Legislative Council with the power "to manage any funds within the exclusive
3 control of the Tohono O'odham Nation, including proceeds derived from lands
4 and resources of the Tohono O'odham Nation" (Constitution, Article VI, Section
5 1(d)(2)); and
- 6 **WHEREAS,** on June 28, 1997, the Nation's voters approved Initiative IN-97-01, the "Tohono
7 O'odham Voice in the Use of Gaming Revenues," which authorizes per capita
8 payments to the Nation's members provided that sufficient gaming revenues are
9 available; and
- 10 **WHEREAS,** the Nation has not had sufficient gaming revenues since the fourth per capita
11 distribution authorized on March 18, 2009 pursuant to Resolution 09-136; and
- 12 **WHEREAS,** the Nation's leadership has identified non-gaming revenues available for
13 distribution to eligible members that can be authorized by the Tohono O'odham
14 Legislative Council; and
- 15 **WHEREAS,** the Nation proposes the 2020 Tohono O'odham Nation Non-Gaming Per Capita
16 Plan to govern the funding, administration and disbursement of the 2020 Non-
17 Gaming Per Capita; and
- 18 **WHEREAS,** the Investment Committee, Budget and Finance Committee, and the Nation's
19 Chairperson have reviewed the 2020 Tohono O'odham Nation Non-Gaming Per
20 Capita Plan and recommend its adoption.
- 21 **NOW, THEREFORE, BE IT RESOLVED** by the Tohono O'odham Legislative Council that it:
- 22 (1) adopts the 2020 Tohono O'odham Nation Non-Gaming Per Capita Plan;
- 23 (2) authorizes the establishment of a new bank account at Bank of America to
24 facilitate issuance of the per capita payments;
- 25 (3) authorizes the release of the OST Settlement account from the Economic
26 Development Reserve previously established by Resolution No. 14-560 and
27 appropriates the amount of \$27,500,000 from the OST Settlement Fund to
28 pay for the non-gaming per capita distribution; and
- 29 (4) appropriates Ramah Settlement funds including accrued investment
30 income currently held in the Nation's general fund in the amount of
31 \$8,900,000 for the non-gaming per capita distribution.
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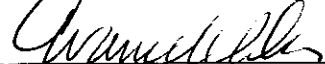
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1 **The foregoing Resolution was passed by the Tohono O'odham Legislative Council on the 02ND**
2 **day of MARCH, 2020 at a meeting at which a quorum was present with a vote of 2,842.45 FOR;**
3 **333.25 AGAINST; -0- NOT VOTING; and [02] ABSENT, pursuant to the powers vested in the Council**
4 **by Article VI, Section 1(d)(2) of the Constitution of the Tohono O'odham Nation, adopted by the**
5 **Tohono O'odham Nation on January 18, 1986; and approved by the Acting Deputy Assistant**
6 **Secretary - Indian Affairs (Operations) on March 6, 1986, pursuant to Section 16 of the Act of June**
7 **18, 1934 (48 Stat.984).**

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9 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**


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12 **Timothy Joaquin, Legislative Chairman**
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14 3 day of March, 2020

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19 **ATTEST:**

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22 **Evonne Wilson, Legislative Secretary**
23
24 3 day of March, 2020

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26 **Said Resolution was submitted for approval to the office of the Chairman of the Tohono**
27 **O'odham Nation on the 3 day of March, 2020 at 3:02 o'clock, p .m.,**
28 **pursuant to the provisions of Section 5 of Article VII of the Constitution and will become**
29 **effective upon his approval or upon his failure to either approve or disapprove it within 48**
30 **hours of submittal.**

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32 **TOHONO O'ODHAM LEGISLATIVE COUNCIL**

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35 **Timothy Joaquin, Legislative Chairman**

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41 **APPROVED**

on the 05 day of March, 2020

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43 **DISAPPROVED**

at 8:20 o'clock, h .m.

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48 **NED NORRIS, JR., CHAIRMAN**
49 **TOHONO O'ODHAM NATION**

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Returned to the Legislative Secretary on the 5 day of
March, 2020, at 9:07 o'clock, a.m.



Evonne Wilson, Legislative Secretary

ACTION: ADOPTING 2020 TOHONO O'ODHAM NATION NON-GAMING PER CAPITA PLAN

Moved: COUNCILWOMAN MARLAKAY HENRY

SECOND: VICE CHAIRMAN QUINTIN C. LOPEZ

DATE: MARCH 02, 2020

DISTRICT	LEGISLATIVE REPRESENTATIVES	# OF VOTES	FOR	AGAINST	NOT VOTING	ABSENT
BABOQUIVARI 384.8	1. LEANDER MASE (Francine Schooling)	192.40	X			
	2. ALBERTA J. RAY (Frances G. Antone)	192.40	X			
CHUKUT KUK 347.5	1. VIVIAN JUAN-SAUNDERS <i>(Absent)</i> (Juanita Homer) <i>(Present)</i>	173.75	X			
	2. MARLAKAY HENRY (Billman Lopez)	173.75	X			
GU ACHI 279.3	1. VICTORIA HOBBS ()	139.65	X			
	2. TIMOTHY L. JOAQUIN (Louis L. Johnson)	139.65	X			
GU VO 264.5	1. DALLAS LEWIS (Nacho Flores)	132.25	X			
	2. GRACE MANUEL ()	132.25	X			
HICKIWAN 213.8	1. SANDRA D. ORTEGA ()	106.90		X		X
	2. LOUIS R. LOPEZ (Delma M. Garcia)	106.90		X		
PISINEMO 230.7	1. MONICA K. MORGAN ()	115.35	X			
	2. MARIETTA MARTIN ()	115.35	X			
SAN LUCY 235.6	1. GLORIA RAMIREZ ()	117.80	X			X
	2. JANA MONTANA <i>(Absent)</i> (Lorraine M. Eiler) <i>(Present)</i>	117.80	X			
SAN XAVIER 238.9	1. JANICE FELIX (Adam Andrews)	119.45	X			
	2. DANIEL L.A. PRESTON III (Racheal Vilson-Stoner)	119.45		X		
SCHUK TOAK 189.0	1. QUINTIN C. LOPEZ (Agnes V. Joaquin)	94.50	X			
	2. TERESA F. DONAHUE (Alberta Espinoza)	94.50	X			
SELLS 547.1	1. EVELYN JUAN MANUEL ()	273.55	X			
	2. ARTHUR WILSON ()	273.55	X			
SIF OIDAK 244.5	1. LUCINDA ALLEN (Yolonda Garcia)	122.25	X			
	2. MARY LOPEZ (Ann M. Garcia)	122.25	X			
TOTAL		3,175.7	2,842.45	333.25	-0-	[02]